

EXHIBIT B

From: MCCALLUM, Robert
Sent: Thursday, August 29, 2024 12:17 PM
To: Ethan Glenn; crosson@gibbsbruns.com; BARTON, Robert
Cc: 'mark.lanier@lanierlawfirm.com'; Zeke DeRose III; Alex Abston; Geraldine W. Young; Marc B. Collier; Kathy Patrick; KLEIN, Gayle (GRK)
Subject: RE: Texas v. Google: Play Logs

Ethan,

Thanks for your email regarding Google's production of an extract of the *Play* logs.

There are no "deficiencies and gaps" in that production. We have produced what we were ordered to produce by the Special Master, as narrowed by our subsequent agreement. In that regard, we note that the Special Master emphasized that their production would present no burden to Google. ECF No. 558 at 13 ("[B]ecause this evidence readily exists in an already-produced form—as it was produced in *Play*—the Special Master finds that the system-wide backend logs from *Play* are proportionate and free from any burden to Google."). For the agreed overlapping custodians, Google has produced logs that reflect the same data that was extracted for the *Play* case.

The explanatory documents that Google produced and which you noted in your email — containing a "List of Log Fields," "List of Action Types," and "List of Actions" — were prepared in connection with the *Play* case. Consistent with the Special Master's order, we have provided that same information to you.

While under no obligation to do so, in the interest of cooperation, we have made a good faith attempt to respond to your questions. But in some cases, we are unable to provide the information you have requested on 24 hours' notice. For reasons we are available to discuss, given the nature and age of the logs, the reasoning behind specific log entry choices from over a year ago would be difficult to reconstruct.

Kind regards,
Rob

[GOOGLE'S RESPONSES TO PLAINTIFFS' QUESTIONS FOLLOW]

1. [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

From: Ethan Glenn <ethan.glenn@nortonrosefulbright.com>

Sent: Wednesday, August 28, 2024 1:57 PM

To: MCCALLUM, Robert <rob.mccallum@freshfields.com>; crosson@gibbsbruns.com; BARTON, Robert <Robert.Barton@freshfields.com>

Cc: 'mark.lanier@lanierlawfirm.com' <mark.lanier@lanierlawfirm.com>; Zeke DeRose III

<zeke.derose@lanierlawfirm.com>; Alex Abston <Alex.Abston@LanierLawFirm.com>; Geraldine W. Young

<geraldine.young@nortonrosefulbright.com>; Marc B. Collier <marc.collier@nortonrosefulbright.com>

Subject: RE: Texas v. Google: Play Logs

Rob,

We've received the *Play* log productions. However, there are some deficiencies and gaps in the production. This email is intended to address those issues.

As you're aware, Google produced the *Play* logs at 8:27 p.m. CST on Monday, August 26. Google CEO Sundar Pichai is the custodian for two of the *Play* logs Google produced; his deposition is set for this Friday (Aug. 30).

The States have analyzed the produced logs and drafted the below questions. The States' review is ongoing, and these questions should not be viewed as the only questions the States have about the logs and the *Play* log production. The States will send additional questions they arise. But to avoid additional delay and attempt to resolve these issues before Mr. Pichai's deposition, the States ask that Google respond to the below questions no later than 1 p.m. CST tomorrow, August 29.

First, the produced logs are missing some data and other data is not explained. To remedy that, please answer the following questions:

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

Regards,

Ethan Glenn | Counsel
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NORTON ROSE FULBRIGHT

Law around the world
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From: Ethan Glenn
Sent: Thursday, August 22, 2024 3:19 PM
To: MCCALLUM, Robert <rob.mccallum@freshfields.com>; crosson@gibbsbruns.com
Cc: Marc B. Collier <marc.collier@nortonrosefulbright.com>; Zeke DeRose III <zeke.derose@lanierlawfirm.com>
Subject: RE: Texas v. Google

Good afternoon Rob,

I'm emailing to check-in on the below; when does Google anticipate producing the agreed portion of the *Play* log?

Regards,

Ethan Glenn | Counsel
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NORTON ROSE FULBRIGHT

Law around the world
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From: MCCALLUM, Robert <rob.mccallum@freshfields.com>
Sent: Monday, July 29, 2024 6:55:45 AM
To: Marc B. Collier <marc.collier@nortonrosefulbright.com>; Zeke DeRose III <zeke.derose@lanierlawfirm.com>
Cc: Charles M. Rosson <CRosson@gibbsbruns.com>; BARTON, Robert <Robert.Barton@freshfields.com>
Subject: RE: Texas v. Google

Thanks Marc and Zeke. We agree to this compromise and so we can take the *Play* log issue off the table.

Kind regards,
Rob

From: Marc B. Collier <marc.collier@nortonrosefulbright.com>
Sent: Friday, July 26, 2024 6:19 PM

To: Zeke DeRose III <zeke.derose@lanierlawfirm.com>; MCCALLUM, Robert <rob.mccallum@freshfields.com>

Subject: Re: Texas v. Google

Correct and if we need to talk this weekend, my cell is 512-299-4241.

Marc

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From: Zeke DeRose III <Zeke.DeRose@LanierLawFirm.com>

Sent: Friday, July 26, 2024 4:15:30 PM

To: Marc B. Collier <marc.collier@nortonrosefulbright.com>; rob.mccallum <rob.mccallum@freshfields.com>

Subject: Re: Texas v. Google

Rob,

Thanks for the call. I narrowed the email to you, me, and Marc regarding the chats log issue.

For the compromise below, we are willing to limit the log to custodians in the ad tech cases or folks that have been deposed. Witnesses refers to deposition witnesses, and not trial witnesses.

I don't recall off hand when your brief is due, but if you think this compromise will work, let us know and we can get it resolved this weekend.

Zeke

Zeke DeRose III - Attorney p: 713-659-5200 w: www.LanierLawFirm.com

From: "Marc B. Collier" <marc.collier@nortonrosefulbright.com>

Date: Wednesday, July 24, 2024 at 3:22 PM

To: "rob.mccallum" <rob.mccallum@freshfields.com>, Zeke DeRose III <Zeke.DeRose@LanierLawFirm.com>, Jonathan Wilkerson <Jonathan.Wilkerson@LanierLawFirm.com>, Noah Heinz <noah.heinz@kellerpostman.com>, "marissa.spalding@kellerpostman.com" <marissa.spalding@kellerpostman.com>, "Geraldine W. Young" <geraldine.young@nortonrosefulbright.com>, Trevor Young <Trevor.Young@oag.texas.gov>, "Thomas.Ray" <Thomas.Ray@oag.texas.gov>

Cc: "Justina.Sessions" <Justina.Sessions@freshfields.com>, "KLEIN, Gayle (GRK)" <Gayle.Klein@freshfields.com>, "BOSCO, Veronica" <Veronica.Bosco@freshfields.com>, "BARTON, Robert" <Robert.Barton@freshfields.com>, Kathy Patrick <KPatrick@gibbsbruns.com>, "Charles M. Rosson" <CRosson@gibbsbruns.com>, Caitlin Halpern <CHalpern@gibbsbruns.com>, bjustus <bjustus@axinn.com>, dpearl <dpearl@axinn.com>, Ethan Glenn <ethan.glenn@nortonrosefulbright.com>

Subject: RE: Texas v. Google

Rob,
Your letter mentions that Google intends to file a motion for review of portions of the Special Master's Order but makes a limited production in the interim.

I understand that you are going to object to the production of the system-wide backend log. We believe the Special Master's Order quite appropriately ordered the production of the entire log. However, to help eliminate the Court time in resolving discovery disputes, if it resolves the need for further District Court review, we would be satisfied (as a compromise) with the production of only that part of the log related to witnesses or custodians in this case.

Thanks, Marc

From: MCCALLUM, Robert <rob.mccallum@freshfields.com>

Sent: Monday, July 22, 2024 7:22 PM

To: Zeke DeRose III <zeke.derose@lanierlawfirm.com>; Jonathan Wilkerson <Jonathan.Wilkerson@LanierLawFirm.com>; Noah Heinz <noah.heinz@kellerpostman.com>; marissa.spalding@kellerpostman.com; Geraldine W. Young <geraldine.young@nortonrosefulbright.com>; Marc B. Collier <marc.collier@nortonrosefulbright.com>; Trevor Young <Trevor.Young@oag.texas.gov>; Thomas.Ray <Thomas.Ray@oag.texas.gov>

Cc: Justina.Sessions <Justina.Sessions@freshfields.com>; KLEIN, Gayle (GRK) <Gayle.Klein@freshfields.com>; BOSCO, Veronica <Veronica.Bosco@freshfields.com>; BARTON, Robert <Robert.Barton@freshfields.com>; Kathy Patrick <kpatrick@gibbsbruns.com>; Charles M. Rosson <CRosson@gibbsbruns.com>; Caitlin Halpern <chalpern@gibbsbruns.com>; bjustus <bjustus@axinn.com>; dpearl <dpearl@axinn.com>

Subject: Texas v. Google

[External Email – Use Caution]

Counsel:

Please see the attached correspondence.

Kind regards,
Rob

Rob McCallum
Of Counsel

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